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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

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11 UNITED STATES,

12 Plaintiff,

13 v.
14

15 KEVEN CHEN CHIEH YANG,
16 Defendant.

Case No. CR 11-00472 RMW

**STIPULATION AND []
ORDER TO CONTINUE STATUS
HEARING**

Date: June 3, 2013
Time: 9:00 a.m.
Court: The Hon. Ronald M. Whyte

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19 It is hereby stipulated between the parties, Michael W. Armstrong, attorney for defendant,
20 Keven Yang, and Amber Rosen, Assistant United States Attorney for the United States of
21 America, that the presently scheduled status hearing of June 3, 2013 be rescheduled to Monday,
22 June 24, 2013 at 9:00 a.m. before the Honorable Ronald M. Whyte.

23 Defendant's counsel, Michael W. Armstrong, requests this extension because he will be
24 starting a trial on June 3, 2013 in Santa Clara County Superior Court, Palo Alto Facility, in which
25 he represents the defendant. The matter is *People v. Winchell*, Case No. B1260896. Defendant
26 withdrew her time waiver, which prompted the judge to schedule the trial right away. The next
27 date available to both counsel for the status hearing in the instant case is June 24, 2013.

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The parties agree that the time between June 3, 2013 through June 24, 2013 is properly excluded pursuant to the Speedy Trial Act, Title 18 United States Code, sections 3161(h)(7)(A) and 3161(h)(7)(B)(iv) in the interests of justice.

SO STIPULATED:

NOLAN, ARMSTRONG & BARTON

Dated: May 29, 2013

/s/
MICHAEL W. ARMSTRONG
Attorney for Defendant KEVEN YANG

MELINDA HAAG
United States Attorney

Dated: May 29, 2013

/s/
AMBER ROSEN
Assistant United States Attorney

ORDER

For the foregoing reasons, the Court continues the next status conference in this case from June 3, 2013 to June 24, 2013 at 9:00 a.m. For the reasons stated above, the Court further finds that the ends of justice served by granting the requested continuance outweigh the best interests of the public and the defendant in a speedy trial. See U.S.C. § 3161(h)(7)(A) and 3161(h)(8)(7)(iv). Accordingly, time shall be excluded from June 3, 2013 through June 24, 2013.

SO ORDERED.

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Dated: _____, 2013

Ronald M. Whyte
THE HONORABLE RONALD M. WHYTE
U.S. DISTRICT COURT JUDGE